

**COUNCIL OF THE COUNTY OF MAUI**  
**LAND USE COMMITTEE**

February 16, 2018

**Committee**

**Report No. 18-22**

Honorable Chair and Members  
of the County Council  
County of Maui  
Wailuku, Maui, Hawaii

Chair and Members:

Your Land Use Committee, having met on January 31, 2018, makes reference to County Communication 17-476, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE GRANTING CELLCO PARTNERSHIP, DBA VERIZON WIRELESS A CONDITIONAL PERMIT TO ALLOW THE MODIFICATION OF AN EXISTING TELECOMMUNICATIONS SITE ATOP Hi2 PUUONE TERRACE TO INCLUDE A REPLACEMENT OF ANTENNAS AND EQUIPMENT CABINET, AND INSTALLATION OF ACCESSORY EQUIPMENT WITHIN THE A-2 APARTMENT DISTRICT, FOR PROPERTY SITUATED AT 493 PIO DRIVE AND IDENTIFIED AS TAX MAP KEY NUMBER (2) 3-8-037:039, WAILUKU, MAUI, HAWAII."

The purpose of the proposed bill is to grant a request from Cellco Partnership, doing business as Verizon Wireless, for a five-year Conditional Permit to allow the modification of an existing telecommunications site atop Puuone Terrace, situated at 493 Pio Drive, Wailuku, Maui, Hawaii, to include the replacement of antennae and an equipment cabinet, and installation of other accessory equipment.

By correspondence dated January 18, 2018, the Planning Director advised your Committee he had determined the proposed rooftop telecommunications site modifications are an accessory use within the A-2 Apartment District and, therefore, a Conditional Permit is not required.

The Director explained Section 19.12.050, Maui County Code, sets forth development standards for the A-2 Apartment District that allow for cell or antennae up to ten feet above the maximum building height or structure, whichever is less, and that none of the modifications would exceed that height limitation. He also said Section 19.12.030(D), Maui County Code, authorizes the Director to allow as accessory uses those

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subordinate uses and structures the Director determines to be “clearly incidental and customary to the permitted uses” of the district.

In light of this determination, the Director said the Department would be closing the application file.

Your Committee voted 6-0 to recommend filing of the communication. Committee Chair Carroll, Vice-Chair Hokama, and members Atay, Guzman, Sugimura, and White voted “aye.” Committee members Cochran, Crivello, and King were excused.

Your Land Use Committee **RECOMMENDS** that County Communication 17-476 be FILED.

This report is submitted in accordance with Rule 8 of the Rules of the Council.

  
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ROBERT CARROLL, Chair